IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY SIXTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

**THE HON'BLE MR JUSTICE J.CHELAMESWAR**

**and**
**THE HON'BLE MR JUSTICE GODA RAGHURAM**

**WRIT PETITION NO : 12470 of 2004**

Between:

1 The Union of India, Rep. by the Secretary,
Ministry of Defence, DHQ PO, New Delhi.
2 The Engineer-in-Chief, Army Head Quarters, Kashmir House,

DHQ Po. New Delhi.
3 The Chief Engineer, Southern Command,
Pune, Maharashtra.

**..... PETITIONERS**

AND

1. TK Thiru Murthy, S/o. T. Kuppu Somaiah, HIndu,
H.No. 62/A, Doutan Road, Bolaram Secunderabad.(died)

2. K.Lakshmi W/o K.Seshasai,F.No.534/B,Janapriya Sai Nest,Jeedimetla, Hyderabad-5.

3. T.K.Uma Sundari wife of K.Purnachandra Rao,Plot No.34,Srinivasanagar colony,Temple Alwal,Secunderabad-10.

4. T.K.Vasantha Kumari wife of P.N.Rao,H.No.234/7/35,Mancharlavari street,R.R.Peta Eluru,West Godavari District.

**NOTE:-** Respondent Nos.2 to 4 added as legal representatives of deceased respondent No.1 as per Court Order dated 26-07-2004 in WPMP No.16213/2004.

**.....RESPONDENTS**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to call for the records relating to the order in C.A.No.713/97 dt. 9-6-97 on the file of the Central Administrative Tribunal, Hyderabad Bench, Hyderabad, and quash the same by issue of Writ of Certiorari and pass such other order or orders as are deem fit and proper in the interest of justice.

**Counsel for the Petitioners: MR.ANDAPALLI SANJEEV KUMAR**

**Counsel for the Respondents : MR.G.RAMACHANDRA RAO**

**The Court at the stage of admission, made the following :**

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**ORAL ORDER** (Per Hon'ble Goda Raghuram,J)

It is brought to our notice by the learned counsel appearing on both sides that the issue involved in this writ petition is covered by the judgment of this Court in Writ Petition No.14536 of 2001 and batch dated 04-04-2001.

Recording the above said submission, the writ petition is allowed in part in terms of the order dated 04-04-2001 in W.P.No. 14536 of 2001 and batch, and, the consequential monetary benefits shall be paid to the respondent herein, within a period of two (2) months from the date of receipt of a copy of this Order.

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J. CHELAMESWAR,J

26th JULY 2004

*TSNR

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GODA RAGHURAM,J

To

1 The Union of India, Rep. by the Secretary,
Ministry of Defence, DHO PO, New Delhi.
2 The Engineer-in-Chief, Army Head Quarters, Kashmir House,

DHQ Po. New Delhi.
3 The Chief Engineer, Southern Command,
Pune, Maharashtra. ( along with copy of Judgment in W.P.No.14536 of

2001&batch,dt.4.4.2000)

4. Two CCs to the Registrar, Central Administrative Tribunal, Bench at Hyderabad, Hyderabad.

5. Two C.D. copies